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2008 JAN 23 PM 2:33

SOUTHERN DISTRICT OF CALIFORNIA

BY ______ DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

UNITED STATES OF AMERICA, Plaintiff, v. NICOLAS CESAREO, Defendant.	Criminal Case No. 08 CR 0201 W
	I N D I C T M E N T
	Title 8, U.S.C., Secs. 1326(a) and (b) - Attempted Entry After Deportation

The grand jury charges:

On or about November 19, 2007, within the Southern District of California, defendant NICOLAS CESAREO, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to Mexico, and not having obtained said express consent to reapply for admission thereto; and committed an overt act

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WMC:em:San Diego
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to wit, crossing the border from Mexico into the United States, that was a substantial step toward committing the offense, all in violation of Title 8, United States Code, Sections 1326(a) and (b).

It is further alleged that defendant NICOLAS CESAREO was removed from the United States subsequent to July 11, 2006.

DATED: January 23, 2008.

A TRUE BILL:

Foreperson

KAREN P. HEWITT
United States Attorney

By:

W. MARK CONOVER
Assistant U.S. Attorney